IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

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THE HONOURABLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.13685 OF 2006

Dated 6.7.2006

Between:
Sri Y.Srinivasulu Reddy

.....Petitioner

AND

The Presiding Officer,
Labour Court, Ananthapur,
Ananthapur District and another.

.....Respondents

THE HONOURABLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO.13685 OF 2006

ORDER:

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This writ petition has been filed seeking a writ of Mandamus directing the 1st respondent – Labour Court, Ananthapur to dispose of I.D.No.132 of 2005 filed by the petitioner as per the mandatory provisions contained in Section 10(A-2) read with Rule 12A(3) of the Industrial Disputes Act, 1947 (for short 'the Act') and the rules framed thereunder.

The petitioner was appointed as a Conductor in the A.P.State Road Transport Corporation at Pulivendula Depot, Cuddapah District in the year 1996. In the year 2004, certain disciplinary proceedings were initiated against him and after conducting necessary enquiry, final order of removal from service was passed. It is stated that the said order of removal was also confirmed by the appellate authority in the appeal filed by the petitioner. Ultimately, the petitioner questioned the order of

removal by raising an industrial dispute in I.D.No.132 of 2005 before the Labour Court, Ananthapur.

Learned counsel for the petitioner contends that the 2nd respondent is statutorily obligated to file counter affidavit before the Labour Court to enable it to dispose of the matter but no steps are being take as contemplated under the provisions of the Act.

Even according to the petitioner, the removal order was passed in the year 2004 and ultimately the dispute came to be filed before the Labour Court, Ananthapur only in the month of July 2005. In view of the same, I deem it proper to dispose of the writ petition directing the 1st respondent – Labour Court to pass appropriate final orders after conducting necessary enquiry within a period of six months from today.

Subject to the above direction, the writ petition is disposed of. No costs.

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R.SUBHASH REDDY,J

Dated 6.7.06

msv